

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/768,403
Confirmation No.: 3788
Filed: January 30, 2004
Inventor(s):

Murphy et al.

Title: SYSTEM AND METHOD
FOR FACILITATING
CARDIAC
INTERVENTION

§ Examiner: Unknown
§ Art Unit: 3762
§ Atty. Dkt. No: 5838-03103
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<p>CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8</p> <p>DATE OF DEPOSIT: 9/16/04</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to:</p> <p>Commissioner for Patents Alexandria, VA 22313-1450</p> <p><i>Jackie L. Pittre</i> Jackie L. Pittre</p>

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION MAILED JUNE 16, 2004

MS MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant encloses the following in response to the Notice to File Missing Parts of Nonprovisional Application:

- (1) Copy of Notice to File Missing Parts of Nonprovisional Application (2 pages);
- (2) Declaration of Gregory Murphy (3 pages);
- (3) Declaration of Mitta Suresh and Albert Michael Davis (3 pages);
- (4) Form PTO-1595 Assignment Recordation Cover Sheet (1 page);
- (5) Copy of originally executed Assignment (3 pages);
- (6) Preliminary Amendment (6 pages);

- (7) Fee Authorization in the amount of \$572.00 to cover the filing fee for a small entity as follows (2 pages):

\$ 385.00 -- basic filing fee;
\$ 55.00 -- one month extension of time fee;
\$ 27.00 -- surcharge for excess claims;
\$ 40.00 -- assignment recordation fee;
\$ 65.00 -- surcharge for late filing of declaration and fee; and

- (8) A return postcard.

Applicant respectfully requests a one month extension of time to respond to the Formalities Letter mailed June 16, 2004. A fee authorization form including \$55.00 is enclosed for the extension of time fee. If any further extension of time is required, Applicant hereby respectfully requests the appropriate extension of time. If any fees are inadvertently omitted or if any additional fees are required or have been overpaid, please appropriately charge or credit those fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5838-03103/EBM.

Respectfully submitted,



Gareth Sampson
Reg. No. 52,191

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.
P.O. BOX 398
AUSTIN, TX 78767-0398
(512) 853-8800 (voice)
(512) 853-8801 (facsimile)
Date: 9/16/04



PATENT

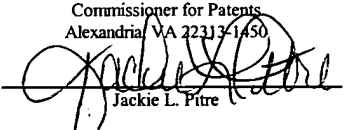
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FEE AUTHORIZATION

MS MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The Commissioner is hereby authorized to charge the following fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5838-03103:

- \$ 385.00 -- basic filing fee;
- \$ 55.00 -- one month extension of time fee;
- \$ 27.00 -- excess claims fee;
- \$ 40.00 -- assignment recordation fee; and
- \$ 65.00 -- surcharge for late filing of declaration and fee

Total Amount: \$572.00

Attorney Docket No.: 5838-03103

Murphy et al.
10/768,403

The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number.

Respectfully submitted,

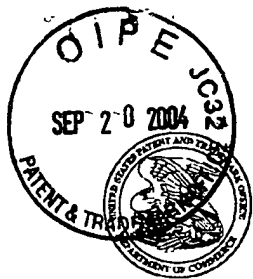


Gareth Sampson
Reg. No. 52,191

Patent Agent for Applicant

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Date: 9/16/04



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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/768,403	01/30/2004	Gregory Murphy	5838-03103

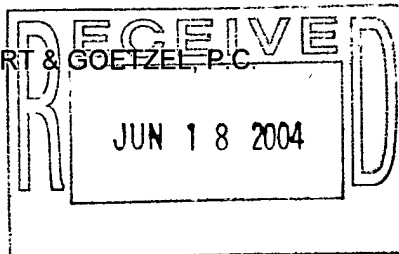
CONFIRMATION NO. 3788

35690

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.

P.O. BOX 398

AUSTIN, TX 78767-0398



FORMALITIES LETTER



OC000000012961005

Date Mailed: 06/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/21/2004 SSITHIB1 00000045 501505 10768403

FILED UNDER 37 CFR 1.53(b)

01 FC:2001 385.00 DA
02 FC:2051 65.00 DA
03 FC:2202 27.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$16100** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$17000** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$16100**
 - **\$7568** for **88** independent claims over 3.
 - **\$8532** for **474** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Fuller

Customer Service Center
Initial Patent Examination Division (703) 308-1202
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